

Remarks

By this Amendment, Applicants amend claim 1. Claims presently in the application – claims 1-13.

Rejections Under 35 USC § 102(e)

1&2. Claims 1, 3-5 and 9-13 were rejected under 35 USC 102(e) as being anticipated by Budd et al (Budd), U.S. Patent No. 6,360,104. Claim 1 has been cancelled herewith and newly amended claim 1 proposed.

Applicant respectfully takes issue with the holding of Budd anticipating new claim 1 and all claims dependent thereon. On page 5 line 15 and 16, Applicant describes the “core unit” of this invention as a core unit having a completely closed housing and states “This feature is critical to this invention”. Also on page 10, Applicant, line 15 states “It is critical to this invention that the computer module not be operable as a computer when detached. Also, all of the claims in the present application recite “a core computer module” as one of the three modules in the personal communicator of the present invention. On page 4 lines 23-24 of the present specification we state “The core computer module is identical to that described in U.S. Patents No. 5,999,952 and 6,029,183. U.S. Patent 6,029,183 defines the “core” as:

- A. having a completely closed housing;
- B. not functional as a computer when standing alone (not connected to an enclosure):
- C. the core is devoid of any ports

D. the core housing being completely closed; therefore, no computer components in said “core” can be removed. Thus, no computer component of the “core” may be removed, copied, replaced or tampered with.

This core as above defined is a critical component of the personal communicator of the present invention. None of the cited references show or disclose a core as above defined as part of a personal communicator.

Component 86 of Budd is not a core unit as described in the present application. Budd’s component 86 as “computer 86” is clearly not the equivalent of Applicant’s core unit; none of the critical features of Applicant’s core unit is taught or suggested by Budd. For that matter, Budd calls his unit 86 “similar to notebook computers”, col. 7 lines 19 and 20. Obviously, a notebook computer will function as a computer when detached; this is exactly the opposite of Applicant’s claimed core unit which will not function as a computer when standing alone or when detached from said claimed personal communicator.

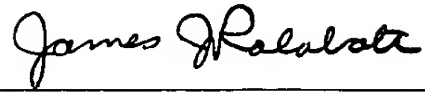
Rejections Under 35 USC § 103(a)

3-6. Claims 2, 6 and 7 were rejected over Budd as the primary reference alone or combined with U.S. Patent 6,134,453 or 5,768,100. Neither 6,134,453 or 5,768,100 discloses Applicant’s “core unit” as presently claimed. Budd, as above discussed, is totally silent on an equivalent to Applicant’s core unit.

The prior art not relied upon adds little to the applied references; therefore, a detailed discussion on them is not warranted.

Applicant respectfully requests reconsideration and allowance of the present claims.

Respectfully submitted,



JAMES J. RALABATE
Register No. 19,211
Attorney for Applicant
5792 Main Street
Williamsville, NY 14221
(716) 634-2280

Date Mailed: *JULY 13, 2004*
See Certificate of Express Mail attached hereto.

XYBR docs: Amendment-Personal Communicator